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By: Susan L. Baka
Susan L. Baka

SAD
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PATENT 8.15.02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Chris D. Smith *et al.*

APPLICATION No.: 09/940,264

FILED: August 27, 2001

FOR: METHOD AND APPARATUS FOR
ELECTROSTATIC DISPENSING OF
MICRODDROPLETS

EXAMINER: ~~NOT ASSIGNED~~

ART UNIT: 1743

CONFIRMATION No.: 4539

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**Information Disclosure Statement Within Three Months of
Application Filing or Before First Action – 37 CFR 1.97(b)**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. Timing of Submission

This information disclosure is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever occurs last [37 CFR 1.97(b)]. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Cited Information

☒ Copies of the following references are enclosed:

- ☒ All cited references
- ☐ References marked by asterisks
- ☐ The following:

☐ Copies of the following references can be found in parent U.S. Application No.

- ☐ All cited references
- ☐ References marked by asterisks
- ☐ The following:

☐ The following references are not in English. For each such reference, the undersigned has enclosed (i) a translation of the reference; (ii) a copy of a communication from a foreign patent office or International Searching Authority citing the reference, (iii) a copy of a reference which appears to be an English-language counterpart, or (iv) an English-language abstract for the reference prepared by a third party. Applicant has not verified that the translation, English-language counterpart or third-party abstract is an accurate representation of the teachings of the non-English reference, though, and reserves the right to demonstrate otherwise.

- ☐ All cited references
- ☐ References marked by ampersands
- ☐ The following:

3. Effect of Information Disclosure Statement (37 CFR 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

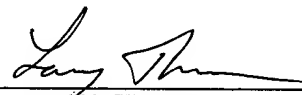
4. Fee Payment

No fees are believed due. However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-0665.

5. Patent Term Adjustment (37 CFR 1.704(d))

- ☐ The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

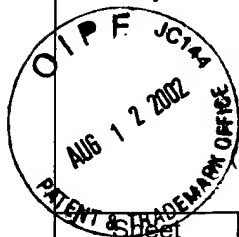
Respectfully submitted,
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Date: 8-8-02

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**Form PTO-1449 (Modified)
(Use several sheets if necessary)**COMPLETE IF KNOWN**

Application Number	09/940,264
Confirmation Number	4539
Filing Date	August 27, 2001
First Named Inventor	Chris D. Smith
Group Art Unit	1743
Examiner Name	Not Assigned
Attorney Docket No.	58255-8032

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Sheet 1 of 2

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	U.S. Patent or Application		Name of Patentee or Inventor of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Figures Appear
		NUMBER	Kind Code (if known)			
		RE 34,757		Smith et al.	12/04/91	
		US2001/0007460		Fujii et al.	07/12/01	
		4,341,310		Sangiovanni et al.	03/03/80	
		4,828,146		Stein	10/08/87	
		5,223,226		Wittmer et al.	04/14/92	
		5,331,159		Apffel, Jr. et al.	01/22/93	
		5,401,963		Sittler	11/01/93	
		5,423,964		Smith et al.	08/02/93	
		5,486,337		Ohkawa	02/18/94	
		5,572,023		Caprioli	05/30/95	
		5,652,427		Whitehouse et al.	05/14/96	
		5,872,010		Karger et al.	07/03/96	
		5,994,696		Tai et al.	01/27/98	
		6,001,309		Gamble et al.	05/15/98	
		6,043,487		Waki	02/06/98	

FOREIGN PATENT DOCUMENTS

Examiner Initial	Cite No.	Foreign Patent or Application			Name of Patentee or Applicant of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Figures Appear	T
		Office	NUMBER	Kind Code (if known)				
			WO00/62934		Orchid Biosciences, Inc.	10/26/00		

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS

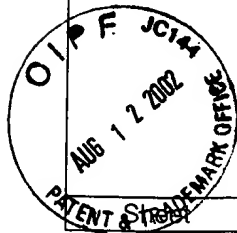
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.	T

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DATE CONSIDERED

***EXAMINER:** Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application(s).

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		NUMBER	Kind Code (if known)			
		6,080,985		Welkie et al.	09/30/97	
		6,090,251		Sundberg et al.	06/06/97	
		6,114,693		Hirabayashi et al.	04/27/99	
		6,121,048		Zaffaroni et al.	10/18/94	
		6,123,269		Schmitkons et al.	10/30/98	
		6,140,640		Wittmer et al.	02/25/99	
		6,149,815		Sauter	11/23/99	
		6,156,178		Mansfield et al.	07/13/99	
		6,232,129		Wiktor	02/03/99	
		6,245,227		Moon et al.	09/17/98	

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		Office	NUMBER	Kind Code (if known)				

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.	T

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